



SEC 002

JH

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HERMAN et al.

Serial No.: 09/649,400

Examiner: not yet known

Filed: August 26, 2000

Art Unit: 2152

For: METHOD AND SYSTEM FOR VIRTUAL SEALED-BID  
COMPETITIONS HELD OVER A COMMUNICATIONS  
NETWORK

CERTIFICATE UNDER 37 CFR 1.8(a)  
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
BEING DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE  
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR  
PATENTS, WASHINGTON, D.C. 20231

ON 11-3-00  
Joseph Bay  
REGISTRATION NO. 35064  
DATE 11-3-00

**TRANSMITTAL LETTER**

Attn: Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please find enclosed for filing:

- ☒ Response to Notice of Missing Parts.
- ☒ Copy of *Notice to File Missing Parts of Application - Filing Date Granted* (eg., form PTO-1533).
- ☒ Declaration/Power of Attorney (as attached to a copy of the application identical to that filed July 22, 2000).
- ☒ Verified Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27.
- ☒ Assignment of the invention to ECLECTIC ENTERPRISES, INC., a recordation cover sheet therefor, and attached check of \$40. *Please return the recorded assignment to the undersigned.*
- ☒ Information Disclosure Statement, PTO-1449 and copies of the references.
- ☐ Petition for Extension of Time under 37 C.F.R. 1.136(a);
- ☒ Preliminary Amendment.

## CLAIMS ON FILE

FOR	NO. FILED	NO. EXTRA
Basic Fee		
Total claims	- 21 -	0
Indep claims	- 3 -	0
multiple dependent claims present? No.		

If the difference in Col. 1 is less than zero, enter "0" in Col. 2

## SMALL ENTITY

RATE	FEE
	\$ 355
X \$ 9	\$ 9
X \$ 40	\$
X \$	\$
TOTAL	\$ 364

Other than a  
Small Entity

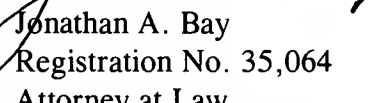
RATE	FEE
	\$ 710
X \$	\$
X \$	\$
X \$	\$
TOTAL	\$

- ✓ A check in the amount of \$ **429.00**, which includes:  
\$ 364.00 for basic application filing fee per above fee calculation; and,  
\$ 65.00 for surcharge for *Response to Notice of Missing Parts*.

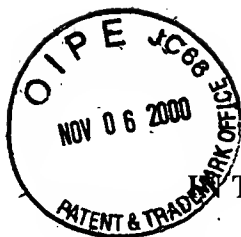
- ✓ Other: Return Postcard.

Respectfully submitted,

Date: 11-3-00

  
Jonathan A. Bay  
Registration No. 35,064  
Attorney at Law  
333 Park Central East, Ste. 314  
Springfield, MO 65806  
(417) 873-9100

Docket No. 401-8



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HERMAN et al.

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PATENTS, WASHINGTON, D.C. 20231  
DN 11-3-00  
Jonathan Bay  
REGISTRATION NO. 35064  
DATE 11-3-00

RESPONSE TO NOTICE OF MISSING PARTS

Attn: Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice of Missing Parts, mailed October 23, 2000 (a copy of which is enclosed), applicant submits herewith the signed Declaration and fee for the official filing fee for a small entity (a signed small entity declaration is enclosed herewith, as well as an accompanying petition for extension and the required fee therefor). The signed Declaration is attached to a copy of the application identical to that filed July 22, 2000.

The surcharge required by Rule 16 for this *RESPONSE TO NOTICE OF MISSING PARTS* is included in the fees submitted.

Respectfully submitted,

Date: 11-3-00

Jonathan Bay  
Jonathan A. Bay  
Registration No. 35,064  
Attorney at Law  
333 Park Central East, Suite 314  
Springfield, MO 65806  
(417) 873-9100

Docket No. 401-8

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/649,400	08/26/2000	Joseph A. Herman	403-8

Jonathan A Bay  
333 Park Central East  
Suite 314  
Springfield, MO 65806

## FORMALITIES LETTER



\*OC000000005494509\*

Date Mailed: 10/23/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$18.
  - \$18 for 1 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 838.

*A copy of this notice MUST be returned with the reply.*

*(Signature)*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

11/09/2000 GTEFFERA 00000093 09649400

01 FC:201  
02 FC:205  
03 FC:203

355.00 OP  
65.00 OP  
9.00 OP

PART 2 - COPY TO BE RETURNED WITH RESPONSE